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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/693,321	10/19/2000	Mohamed M. Abdelaziz	5181-57700	8845

7590

02/02/2006

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EXAMINER

SINGH, RACHNA

ART UNIT

PAPER NUMBER

2176

DATE MAILED: 02/02/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

Advisory Action Before the Filing of an Appeal Brief	Application No. 09/693,321	Applicant(s) ABDELAZIZ ET AL.	
	Examiner Rachna Singh	Art Unit 2176	

--The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

THE REPLY FILED 23 January 2006 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE.

1. ☒ The reply was filed after a final rejection, but prior to or on the same day as filing a Notice of Appeal. To avoid abandonment of this application, applicant must timely file one of the following replies: (1) an amendment, affidavit, or other evidence, which places the application in condition for allowance; (2) a Notice of Appeal (with appeal fee) in compliance with 37 CFR 41.31; or (3) a Request for Continued Examination (RCE) in compliance with 37 CFR 1.114. The reply must be filed within one of the following time periods:

- a) ☐ The period for reply expires _____ months from the mailing date of the final rejection.
 b) ☒ The period for reply expires on: (1) the mailing date of this Advisory Action, or (2) the date set forth in the final rejection, whichever is later. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of the final rejection.

Examiner Note: If box 1 is checked, check either box (a) or (b). ONLY CHECK BOX (b) WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See MPEP 706.07(f).

Extensions of time may be obtained under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee have been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee under 37 CFR 1.17(a) is calculated from: (1) the expiration date of the shortened statutory period for reply originally set in the final Office action; or (2) as set forth in (b) above, if checked. Any reply received by the Office later than three months after the mailing date of the final rejection, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

NOTICE OF APPEAL

2. ☐ The Notice of Appeal was filed on _____. A brief in compliance with 37 CFR 41.37 must be filed within two months of the date of filing the Notice of Appeal (37 CFR 41.37(a)), or any extension thereof (37 CFR 41.37(e)), to avoid dismissal of the appeal. Since a Notice of Appeal has been filed, any reply must be filed within the time period set forth in 37 CFR 41.37(a).

AMENDMENTS

3. ☐ The proposed amendment(s) filed after a final rejection, but prior to the date of filing a brief, will not be entered because
 (a) ☐ They raise new issues that would require further consideration and/or search (see NOTE below);
 (b) ☐ They raise the issue of new matter (see NOTE below);
 (c) ☐ They are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or
 (d) ☐ They present additional claims without canceling a corresponding number of finally rejected claims.

NOTE: _____. (See 37 CFR 1.116 and 41.33(a)).

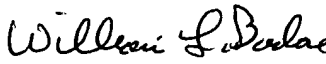
4. ☐ The amendments are not in compliance with 37 CFR 1.121. See attached Notice of Non-Compliant Amendment (PTOL-324).
 5. ☐ Applicant's reply has overcome the following rejection(s): _____.
 6. ☐ Newly proposed or amended claim(s) _____ would be allowable if submitted in a separate, timely filed amendment canceling the non-allowable claim(s).
 7. ☐ For purposes of appeal, the proposed amendment(s): a) ☐ will not be entered, or b) ☐ will be entered and an explanation of how the new or amended claims would be rejected is provided below or appended.
 The status of the claim(s) is (or will be) as follows:
 Claim(s) allowed: _____.
 Claim(s) objected to: _____.
 Claim(s) rejected: _____.
 Claim(s) withdrawn from consideration: _____.

AFFIDAVIT OR OTHER EVIDENCE

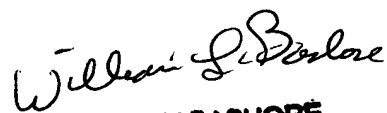
8. ☐ The affidavit or other evidence filed after a final action, but before or on the date of filing a Notice of Appeal will not be entered because applicant failed to provide a showing of good and sufficient reasons why the affidavit or other evidence is necessary and was not earlier presented. See 37 CFR 1.116(e).
 9. ☐ The affidavit or other evidence filed after the date of filing a Notice of Appeal, but prior to the date of filing a brief, will not be entered because the affidavit or other evidence failed to overcome all rejections under appeal and/or appellant fails to provide a showing of good and sufficient reasons why it is necessary and was not earlier presented. See 37 CFR 41.33(d)(1).
 10. ☐ The affidavit or other evidence is entered. An explanation of the status of the claims after entry is below or attached.

REQUEST FOR RECONSIDERATION/OTHER

11. ☒ The request for reconsideration has been considered but does NOT place the application in condition for allowance because:
See Continuation Sheet.
 12. ☐ Note the attached Information Disclosure Statement(s). (PTO/SB/08 or PTO-1449) Paper No(s). _____.
 13. ☐ Other: _____.


WILLIAM BASHORE
PRIMARY EXAMINER
 1/31/2006

Continuation of 11. does NOT place the application in condition for allowance because: Applicant argues Ballantyne does not teach "a service in the distributed computing environment generating results data for a client in the distributed computing environment;" and "wherein the presentation schema is provided by the service". In view of these amendments, Applicant argues Ballantyne does not disclose the recited limitations. Examiner respectfully disagrees. Ballantyne's system comprises a service in the computing environment that generates results data (such as invoices, billing statements) prior to accessing the report data. They are called internal reports that are available for storage on a database in XML database. See columns 17-18. Applicant argues that Ballantyne discloses a system for modifying a legacy computer system to output data in XML format but does not disclose a service that generates results data for a client and provides the presentation schema. Ballantyne teaches that businesses with legacy computer systems may output XML formatted reports that allow the business to take advantage of advances taking place in e-commerce, such as automatic bill payment. For instance, telephone customers could receive their telephone bill by email containing a web link to a site providing bill detail. See column 17, lines 37-52. The telephone customers are client and the service is the automatic bill payment provided by the business. The fact that the legacy computer system can output XML formatted reports does not preclude the system from providing a service for generating results data for a client. Ballantyne fully discloses that the present invention has several business applications where a client is provided outputted XML data. Applicant argues Ballantyne does not provide a presentation schema that includes information for presenting results data for clients in a computing environment and instead discloses a modeling engine with a mapping GUI allowing programmers to create and modify XML schema. Applicant argues this modeling engine does not generate results data and only teaches programmers provide XML schemas, not any modified applications. The claim recites, "accessing a presentation schema. . . wherein the presentation schema includes information for presenting results data for clients. . . wherein the presentation schema is provided by the service". The claim does not recite that modified applications provide XML schemas. It recites, "accessing a presentation schema" but there is not mention of modifying applications. Regarding claim 3, Applicant argues Ballantyne fails to teach generating results data in response to a client sending a request message in a data representation language to the service. Applicant argues the fact that Ballantyne teaches that telephone customers could receive their telephone bill by email containing a web link to a site is not the same as a service generating results data in response to receiving a request from a client in a data representation language. Examiner disagrees because receiving a telephone bill from a telephone provider via a web link involves a service (i.e. telephone provider) generating results data (i.e. bill). Clicking on a web link is sending a request to the server. A web link is a means for referencing another document. In clicking on a web link to send a request for a document, the message is sent in a data representation language. Regarding claims 8 and 10, Applicant argues Ballantyne fails to teach providing results advertisement for the results data on the results space, where the results advertisement includes information for enabling access of the results data. Applicant argues that the advertisement refers to a results advertisement that includes information for enabling access of the results data. In view of this definition, Ballantyne still discloses providing a results advertisement where the advertisement includes information for enabling access of the results data. Ballantyne teaches providing report data to a display device, where a user can then access results data (i.e. billing statements)..



**WILLIAM BASHORE
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1/31/2010